

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

SILVER SPRING, MARYLAND

ORDER NO. 15,531

IN THE MATTER OF:

Served April 17, 2015

SAMI INVESTMENT INC., Suspension)
and Investigation of Revocation of)
Certificate No. 1989)

Case No. MP-2014-015

This matter is before the Commission on the response of respondent to Order No. 14,949, served July 28, 2014, reinstating Certificate No. 1989 and directing respondent to submit a statement verifying cessation of operations as of January 31, 2014, and to corroborate the statement with copies of respondent's pertinent business records.

I. BACKGROUND

Certificate No. 1989 was automatically suspended on January 31, 2014, pursuant to Regulation No. 58-12, when the \$2 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 14,537, served January 31, 2014, noted the automatic suspension of Certificate No. 1989, directed respondent to cease transporting passengers for hire under Certificate No. 1989, and gave respondent 30 days to replace the terminated endorsement and pay the \$100 late fee due under Regulation No. 67-03(c) or face revocation of Certificate No. 1989. Respondent failed to comply, and Certificate No. 1989 was revoked in Order No. 14,803, on June 2, 2014, for respondent's willful failure to maintain compliance with the Commission's insurance requirements under Regulation No. 58 and respondent's willful failure to pay a \$100 late insurance fee under Regulation No. 67-03(c).

On July 2, 2014, respondent filed the necessary WMATC Insurance Endorsement, tendered payment of the late fee, and submitted an application for reconsideration of Order No. 14,803. Consistent with Commission precedent, Order No. 14,949 reinstated Certificate No. 1989 on July 28, 2014. But because the effective date of the replacement Endorsement was July 2, 2014, instead of January 31, 2014, Order No. 14,949 directed respondent to submit a statement verifying cessation of operations as of January 31, 2014, and to corroborate the statement with copies of respondent's pertinent business records, as required by Regulation No. 58-14.

II. RESPONSE TO ORDER NO. 14,949

In response to Order No. 14,949, respondent has submitted a manifest of operations from January 10, 2014, to March 27, 2014, but no statement.

The manifest contains entries for passenger trips between points in the Metropolitan District on 14 separate days, five in February 2014 and nine in March 2014.

III. ORDER TO SHOW CAUSE

Considering that respondent has not denied operating its vehicle(s) on and after January 31, 2014, and considering that respondent's manifest contains entries for passenger trips between points in the Metropolitan District in February and March of 2014 when Certificate No. 1989 was suspended and respondent was uninsured, respondent shall have 30 days to show cause why the Commission should not assess a civil forfeiture against respondent, and/or suspend or revoke Certificate No. 1989, for knowingly and willfully conducting operations under an invalid/suspended certificate of authority.¹

THEREFORE, IT IS ORDERED:

1. That respondent shall have 30 days to show cause why the Commission should not assess a civil forfeiture against respondent, and/or suspend or revoke Certificate No. 1989, for knowingly and willfully violating Article XI, Section 6(a), of the Compact, Regulation No. 58, and the orders issued in this proceeding.

2. That respondent may submit within 15 days from the date of this order a written request for oral hearing, specifying the grounds for the request, describing the evidence to be adduced and explaining why such evidence cannot be adduced without an oral hearing.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS BRENNER AND HOLCOMB:



William S. Morrow, Jr.
Executive Director

¹ See *In re Olalekan Salami, t/a Startime Ventures*, No. MP-08-147, Order No. 11,690 (Nov. 19, 2008) (same).